PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Floriano, et al. Group Art Unit: 1797

Serial No.: 10/522,499 Examiner: Beisner, William H.

Filed: January 24, 2005 Atty. Dkt. No.: LABN:023USC1

For: CAPTURE AND DETECTION OF Confirmation No.: 7143

MICROBES BY MEMBRANE METHODS

CERTIFICATE OF ELECTRONIC TRANSMISSION 37 C.F.R. § 1.8 I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web on the date below.

February 8, 2010
Date Charles P. Landrum

AMENDMENT AND RESPONSE TO THE OFFICE ACTION DATED AUGUST 7, 2009

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Commissioner:

Applicants file this Submission in response to the Office Action dated August 7, 2009 ("the Action"), for which the date for response is February 8, 2010 in light of a request for a three-month extension of time and the fact that February 7, 2010 is a Sunday. The appropriate fees are being charged to a credit card through the EFS-Web. The Commissioner is hereby authorized to deduct any underpayment of fees or any additional fees required under 37 C.F.R. §§ 1.16 to 1.21 in connection with the filing of this paper from Fulbright & Jaworski Deposit Account No. 50-1212/LABN-023USCI.

Claim Amendments are provided at page 2 of this paper; Remarks begin at page 5.